

the eighth line, between the words "having" and "five," the words "property of assessed taxable value of," and by striking out the words "voters or less number," and inserting the words, "thousand dollars or less," and by inserting in 11th line between the words "hundred" and "and" "thousand dollars," and by striking out the words "thousand voters" in 12th line, and inserting "million dollars."

On motion of Senator Guinn, amendment adopted as a substitute, for amendment for committee's amendment.

Senator Guinn offered the following substitute for the amendment of Senator Shelley :

Amend 1st section after the word "county" in seventh line by adding the words "such sum as may be allowed by the police court not less than two hundred, nor more than one thousand dollars; and provided, the judge shall not be permitted to vote in fixing said salary, and in case of tie, the county clerk shall have the casting vote," and by striking out the rest of the section down to the 22nd line, which was lost by the following vote, viz :

YEAS—Senators Blount, Boyd, Bumpass, Burncy, Guinn, Record and Truitt—7.

NAYS—Senators Braswell, Brown, Cook, Cooley, Coppedge, Foscue, Jowers, Knox, Littleton, McDade, Nelson, Neyland, Parker, Randolph, Reed, Saufley, Shannon, Shelley and Yarbro—19.

Question recurred upon amendments offered by Senator Shelley.

Upon motion of Senator Record, Senate adjourned until 10 o'clock to-morrow morning.

Pending Senator Shelley's amendment.

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SENATE CHAMBER, }  
October 6, 1866. }

Senate met pursuant to adjournment.

Prayer by the chaplain.

Roll called—quorum present.

Journal of yesterday read and adopted.

Senator Reed presented petition of citizens of Jackson county.

Referred to Committee on Finance.

Senator Truitt, Chairman of Committee on Private Land Claims, reports and recommends the passage of "An act for the relief of James M. Odell."

Senator Yarbrow, Chairman of Committee on Commerce and Manufactures, reports and recommends the passage of "An act to incorporate the San Marcos Irrigating, Manufacturing and Navigation Company," with the following amendment :

Amend 14th section by striking out the words "ninety-nine," in the second line, and insert "fifty," in lieu thereof.

Senator Guinn made the following report :

*Hon. G. W. Jones, President of the Senate :*

The Finance Committee, to whom was referred a Senate bill to be entitled "An act relinquishing the State Tax of Cameron county to said county, for the purpose of erecting a jail," have duly considered the same, and have instructed me to report the bill back and ask that it do not pass. The committee are satisfied that the county very much needs the tax for the purpose indicated in the bill, but the financial condition of the State is in such a condition that it is not proper that the relief be granted.

R. H. GUINN, Chairman.

Also reports :

*Hon. G. W. Jones, President of the Senate :*

The Finance Committee, to whom was referred a Senate bill amendatory of "An act to establish the General Land Office," now in force, have duly considered it, and believe that there is a bill before the Senate that will accomplish the object aimed to be accomplished in the bill ; they have instructed me to report the bill back to the Senate, and ask that it do not pass.

R. H. GUINN, Chairman.

Also reports :

*Hon. G. W. Jones, President of the Senate :*

The Finance Committee, to whom was referred a Senate bill to be entitled "An act to levy a special tax for the support and education of the orphan children of deceased Confederate soldiers ;" also a House bill, to be entitled "An act to provide for the support and maintenance of indigent widows and children of deceased Confederate soldiers," have duly considered both bills, and have instructed me to report the accompanying bill for both of them, and recommend its adoption and passage.

R. H. GUINN, Chairman.

Senator Neyland made the following report :

COMMITTEE ROOM, }  
Austin, Oct. 6th, 1866. }

*Hon. G. W. Jones, President of the Senate :*

The Committee on Engrossed Bills have examined the following bills, and find them correctly engrossed, viz :

A bill to be entitled "An act to relieve the people from the payment of certain taxes."

A bill to be entitled "An act to appropriate the necessary means to enable the Governor to organize the frontier regiment."

A bill to be entitled "An act supplementary to an act incorporating the city of Jefferson, in Marion county, approved Sept. 11th, 1866."

A bill to be entitled "An act to incorporate the Neches Navigation Company."

"Joint resolution making an appropriation to defray the expenses of Joint Committee, appointed to visit Brenham and investigate as to the causes of the recent burning of a portion of that town." Respectfully submitted.

W. M. NEYLAND, Chr'n Com. on Eng'd Bills.

Senator Shannon submitted the following report:

*Hon. G. W. Jones, President of the Senate, and Hon. N. M. Burford, Speaker House of Representatives:*

The Joint Select Committee of Conference, to whom was referred the matter of disagreement between the Senate and House of Representatives, to be entitled "An act declaring A. J. and J. C. Davis citizens of Denton county," have considered the same, and have agreed to report a proviso to be attached to the amendment proposed by the Senate, and when so attached, we recommend its adoption.

W. R. SHANNON, Chr'n Com. on part of Senate.

F. J. BARRETT, Chr'n Com. on part of House.

*Provided,* That nothing in this act shall be so construed as to interfere with the present boundary line between the counties of Cook and Denton, except so far as may be necessary to include the present residence of A. J. and J. C. Davis within Denton county.

Upon motion of Senator Shannon, rule was suspended, report taken up and adopted.

Senator Reed, Chairman of Committee on Roads, Bridges and Ferries, reports and recommends the passage of a bill to authorize Perryman T. Black to construct a bridge across White Oak, in Titus county.

Senator Burney introduced a bill to incorporate the Melrose Petroleum Oil, Mining and Manufacturing Company.

Read first time, and referred to committee on Commerce and Manufactures.

Senator Shelley submitted the following report:

The Joint Select Committee of Free Conference, to whom was referred the matter of disagreement between the Senate and

House of Representatives, upon a bill to be entitled "An act regulating contracts for labor," have considered the same, and instruct me to report the accompanying substitute for the first section of said bill, and recommend that the same be adopted.

N. G. SHELLEY, for Com. on part of Senate.

A. B. TROWELL, for Com. on part of House.

Substitute, proposed by the Committee of Free Conference, appointed to confer in relation to disagreement between the two Houses, upon the bill to be entitled "An act regulating contracts for labor," for section 1st of said bill :

Sec. 1 : *Be it enacted by the Legislature of the State of Texas,* That all common laborers shall be required, within the first twenty days of the month of January of each year, or as soon thereafter as practicable, to make contracts for labor for the then ensuing year, or for such length of time as the parties contracting may agree upon ; all contracts for labor for a longer period than one month, shall be made in writing, and in the presence of a county judge, notary public, justice of the peace, clerk of the county court, or two disinterested witnesses, in whose presence the contract shall be read to the laborer, and, when assented to, shall be signed in triplicate by both parties, and shall then be considered binding for the time prescribed.

Upon motion of Senator Guinn, the report was taken up and adopted.

Senator Record introduced a bill in relation to the statute of limitations.

Read first time, and referred to Judiciary Committee.

Senator Selman introduced a bill for the relief of the heirs of Thomas Stern, jr., deceased.

Read first time, and referred to Judiciary Committee.

Upon motion of Senator Randolph, House bill to incorporate the Trinity River Slack Water Navigation Company, on its second reading, was taken up out of its order.

Senator Neyland moved to strike out "ninety," and insert "forty," in last section.

Amendment made.

Senator Neyland also moved to amend 6th section as follows :

Provided, that no tolls shall be charged whenever the water is sufficiently high for boats to pass over any locks and dams that may be constructed by said Company.

Amendment made.

Senator Foscoe moved to amend 1st section by inserting the names "J. W. Baldwin, Frank Hardin, and E. S. Jamison."

Amendment made.

Bill as amended read second time, and passed to a third reading.

Upon motion of Senator Randolph, rule was suspended, read third time, and passed by the following two-thirds vote :

YEAS—Senators Braswell, Blount, Burney, Cook, Coppedge, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Nelson Neyland, Randolph, Record, Saufley, Selman, Shannon, Shelley Truitt and Yarbrow—21.

NAYS—Senator Bumpass—1.

Upon motion of Senator Shannon, House bill to repeal "An act entitled an act to prohibit the sale of intoxicating liquors within four and a half miles of the courthouse, in Fort Worth, Tarrant county, Texas," on its second reading, was taken up out of its order, read second time, and passed to a third reading.

Rule suspended, read third time and passed.

Upon motion of Senator Nelson, House bill for the relief of James M. Odell, on its second reading, was taken up out of its order, read second time, and passed to a third reading.

Rule suspended, read third time, and passed by the following two-thirds vote :

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Burney, Cook, Coppedge, Foscue, Jowers, Knox, Littleton, McDade, Nelson, Neyland, Parker, Randolph, Reed, Saufley, Shannon, Shelley and Truitt—22.

NAYS—Senator Guinn—1.

The hour having arrived for the consideration of the special order, viz : a bill supplementary to, and amendatory of, "An act entitled an act to provide for the re-districting the State into Judicial Districts, passed at the present session," with report of Select Committee recommending a substitute, Senator Cook moved to lay the substitute upon the table.

The yeas and nays being called upon the motion, the substitute was tabled by the following vote :

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Burney, Cook, Coppedge, Foscue, Guinn, Knox, Nelson, Neyland, Record, Reed, Saufley and Yarbrow—17.

NAYS—Senators Cooley, Jowers, Littleton, McDade, Randolph, Shannon, Shelley and Truitt—8.

Senator Neyland moved to amend by making section 7 read as follows :

"The county of Hardeman is hereby attached to the county of Young for judicial purposes, and the county of Hardin detached therefrom. Make section 7, section 8.

Amendment made.

Senator Cooley moved to amend section 7 by adding, "and the county of Edwards to the county of Uvalde."

Amendment made.

Upon motion of Senator Littleton, the following was added to the end of 6th section :

Provided, that nothing herein contained shall be construed to reinstate the district heretofore designated as the Fourth Judicial District.

Upon motion of Senator Shelley, the following was added to the bill as the 9th section :

Sec. 9. That the 18th section of the act to which this act is supplemental, be so amended as to read as follows : "The fifth, seventh, eleventh, seventeenth, and fourth judicial districts as heretofore existing, having been divided and parceled out to other districts, shall cease to exist from and after the 31st day of December, 1866 ; and the District Judges and District Attorneys in said named districts so divided and parceled out, shall cease to hold their offices as such from and after the 31st day of December, 1866."

Bill as amended, read second time and ordered to be engrossed.

Upon motion of Senator Parker, rule was suspended, read third time and passed.

The Senate resumed consideration of a bill to organize the county courts, and to define the powers and jurisdiction thereof, pending the amendment to 1st section offered by Senator Shelley, on which the Senate had adjourned on yesterday.

Upon motion of Senator Foscoe, the amendment offered by Senator Shelley, was amended as follows : the word "six," in twelfth line, was stricken out, and the word "five" inserted ; "eight," in 16th line, was stricken out, and "seven" inserted ; "one thousand," in 18th line, was stricken out, and "eight hundred" inserted ; "twelve hundred," in 20th line, stricken out, and "one thousand" inserted.

Upon motion of Senator Shelley, section — was amended by adding the following : the county judges shall reside at the county sites of their respective counties.

Upon motion of Senator Shannon, "seven hundred," in 16th line, was stricken out, and "six hundred and fifty" inserted.

Senator Shelley's amendment as amended was then adopted.

Senator Guinn moved to adopt the following as the 9th section of the bill :

Sec. 9. There shall be a tax fee of two dollars upon all cases, civil or criminal, filed in said court, and shall be taxed in the

bill of cost and paid by the party cast or convicted ; and when collected, shall be paid into the county treasury.

Motion carried.

Senator Shelley moved to amend 8th section of bill as follows : the sheriff shall receive the fees allowed by law for similar services in the District Courts.

Amendment made.

Senator Bumpass moved to strike out all after the word 'counties,' in 4th line of 1st section ; also to strike out 42d section of bill, and number the sections correctly.

Senator Cook moved to lay the motion of Senator Bumpass upon the table.

Upon which the yeas and nays being called, the amendment was tabled by the following vote :

YEAS—Senators Braswell, Blount, Boyd, Brown, Cook, Cooley, Coppedge, Foscue, Guinn, Jowers, Knox, McDade, Neyland, Randolph, Record, Reid, Shelley and Yarbro—18.

NAYS—Senators Bumpass, Nelson, Selman, Shannon and Truitt—5.

Senator Shelley moved to reconsider the vote adopting report of the Committee of the Whole as to sections 29 and 30.

Senator Cook moved to lay the motion to reconsider upon the table ; pending which, upon motion of Senator Record, the Senate adjourned until Monday morning, Oct. 8th, at 9 o'clock.

SENATE CHAMBER, }  
October 8th, 1866. }

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journal of Saturday read and adopted.

On motion of Senator Guinn, Hon. Frederick Voigt, member elect from the Third Senatorial District, came forward, took the oath of office and his seat.

Senator Foscue presented petition of Levi Jones, for the heirs of A. F. Burnley deceased.

Referred to Committee on Commerce and Manufactures.

Senator Randolph presented petition of citizens of the City of Navasota for the incorporation of the same.

Referred to Judiciary Committee.

Senator Guinn presented a memorial on behalf of the Medical Fraternity.